



Patent Application
Attorney Docket No. 58777.000003

AF/\$
1653
JFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)
)
Masafumi KITAKAZE) Group Art Unit: 1653
)
Serial No.: 09/752,724) Examiner: Rita Mitra, Ph.D.
)
Filed: January 3, 2001)
For: TREATMENT OR PROPHYLAXIS OF ISCHEMIC HEART DISEASE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**NOTICE OF APPEAL AND
PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136(a)**

Applicant hereby appeals to the Board of Patent Appeals and Interferences the final rejection (mailed January 16, 2004) of claims **6-16** in the above-captioned patent application.

Submitted herewith is a check for \$880.00, of which \$530.00 is for the three-month extension of time and \$330.00 of which is for the Notice of Appeal fee. Any deficiency in or overpayment of this fee should be charged or credited to Deposit Account No. 50-0206.

PETITION FOR EXTENSION OF TIME

Applicant respectfully petitions the Commissioner of Patents and Trademarks for a three-month extension of time to respond to the Final Office Action mailed January 16, 2004. Applicant paid an extension fee of \$420.00 on June 15, 2004 and therefore subtracts that amount from the \$950.00 currently due.

07/19/2004 SZEWDIE1 00000070 09752724

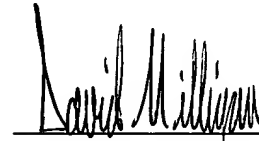
01 FC:1401	330.00 OP
02 FC:1253	530.00 OP
03 FC:9998	20.00 OP

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-0206.

Respectfully submitted,

Dated: July 16, 2004

By:



Robert M. Schulman
Registration No. 31,196

David H. Milligan
Registration No. 42,893

HUNTON & WILLIAMS LLP
Intellectual Property Department
1900 K Street, N.W., Suite 1200
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(202) 955-1500 (telephone)
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RMS/DHM/cbt



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TRANSMITTAL LETTER

Mail Stop Amendment
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P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The following are enclosed for consideration in the above-identified application:

	FEE
<input type="checkbox"/> Response to Notice to File Missing Parts	\$
<input type="checkbox"/> Response to Final Office Action dated []	\$
<input type="checkbox"/> Declaration: <input type="checkbox"/> Original; <input type="checkbox"/> Supplemental	\$
<input type="checkbox"/> Submission of Formal Drawings	\$
<input type="checkbox"/> Informal Drawings: ____ Sheets ____ Figures	\$
<input type="checkbox"/> Information Disclosure Statement	\$
<input type="checkbox"/> Amendment: <input type="checkbox"/> Preliminary; <input type="checkbox"/> § 116; <input type="checkbox"/> § 312; <input type="checkbox"/> Other	\$
<input checked="" type="checkbox"/> Request for Extension of Time [Third-Month]	\$530.00
<input type="checkbox"/> Issue Fee: <input type="checkbox"/> Part B - Issue Fee Transmittal <input type="checkbox"/> Part C - Charge to Deposit Account	\$
<input checked="" type="checkbox"/> Notice of Appeal	\$330.00
<input type="checkbox"/> Appeal Brief	\$
<input type="checkbox"/> Request for Oral Hearing	\$
<input type="checkbox"/> Reply Brief	\$
<input type="checkbox"/> Terminal Disclaimer	\$
<input type="checkbox"/> An additional claim fee is required, and is calculated as shown below	\$
TOTAL FEES BEING SUBMITTED	\$880.00

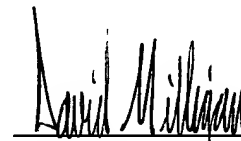
	Claims Remaining	Claims Paid For	Extra	Rate	Fee
Total Claims			0	x \$18.00	\$.00
Independent Claims			0	x \$86.00	\$
Multiple Dependent Claims (if applicable)				\$	\$
TOTAL EXCESS CLAIMS FEE					\$.00
SMALL ENTITY TOTAL (if applicable)					\$.00

The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and § 1.17 associated with this communication or credit any overpayment to the deposit account of Hunton & Williams, Deposit Account Number 50-0206.

Respectfully submitted,

Dated: July 16, 2004

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